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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/786,076	02/26/2004	Henrik Stender	09138.0006-03

CONFIRMATION NO. 3526

## FORMALITIES LETTER



\*OC000000012783323\*

22852

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
 LLP  
 1300 I STREET, NW  
 WASHINGTON, DC 20005



Date Mailed: 05/26/2004

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

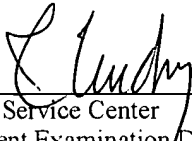
- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice MUST be returned with the reply.*



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Initial Patent Examination/Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT  
Customer No. 22,852  
Attorney Docket No. 9138.0006-03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Henrik STENDER et al. ) Group Art Unit: 1634  
)  
Application No.: 10/786,076 ) Examiner: Unknown  
)  
Filed: February 26, 2004 )  
)  
For: NOVEL PROBES FOR THE )  
DETECTION OF MYCOBACTERIA )

**Mail Stop Missing Parts**  
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Sir:

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES**

In response to the communication of May 26, 2004, Applicants submit a paper copy of the Sequence Listing in this application, a statement that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing in this application, and a copy of the Notice of Missing Parts.

Applicants refer to the Sequence Listing and the computer readable form thereof filed December 5, 2003, in parent application U.S. Application No. 10/347,510, which contains sequence information identical to that of the present application. Applicants hereby request, therefore, that the Sequence Listing of the parent application be used to fulfill the sequence disclosure requirements for this application pursuant to 37 C.F.R. § 1.821(e). The paper copy of the Sequence Listing enclosed is identical to the computer readable copy filed in the parent

application. Applicants request examination of the instant application on the merits in due course.

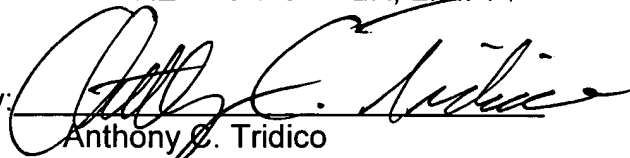
Please associate the enclosed documents with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: July 26, 2004

By:

A handwritten signature in black ink, appearing to read "Anthony C. Tridico", is written over a horizontal line.

Anthony C. Tridico  
Reg. No. 45,958